



# Licensing Sub-Committee Report

**Item No:**

2

**Title of Report:**

Magazin Romanesc  
420 Streatham High Road London SW16 3SN

**Applicant:**

Mr Tudorel Sarbu

**Application Type:**

Premises Licence (transfer application)

**Application Date:**

7<sup>th</sup> March 2017

**Ward:**

St Leonards

**Premises Type:**

Off Licence (Supermarket)

**Policy Context:**

Lambeth Statement of licensing policy 2014 - 2019

**Report Author:**

Ms Naomi Rochester

**Contact Details:**

020 7926 6142

**Application Summary:**

This is an application to transfer the premises licence: The application is opposed by the Police.



## 2. Representations:

2.1 Representation was received against the application from the Metropolitan Police (who are the only party who can oppose a transfer) The representation is based on the licensing objective of:-

### **Prevention of Crime and Disorder**

A copy of the representations are attached to this report as **Annex B(i)**.

In addition, the police have submitted further information and this is attached as **Annex B(ii)**.

The last date for making representation was the 21st March 2017.

## 3. Current Licence:

3.1 The licence allows the premises the following:-

### **Supply of Alcohol**

Monday - Sunday 08:30 - 23:00

3.2 Opening the premises to the public during the following times:

Monday - Sunday 08:30 - 23:00

3.3 A copy of the premises licence and plans is attached as **Annex C**

## 4. Background History:

4.1 This premises licence is currently being reviewed as is the first review of the licence.

4.2 The licence has been in the name of Mr Tudorel Sarbu since the licence was first granted on the 21st July 2012, over the years there have been transfers that were joint with other licensees but his name has continuously remained as one of the premises licence holders and at present he is the only named licence holder.

4.3 The licence transferred to Mr Tudorel Sarbu on the 8th August 2016 and he became the DPS on the 27th June 2016. Prior to that the licence was in the names of Mr Tudorel Sarbu and Mr Daniel Petru Buzatu (also the DPS) since 19th December 2012. The licence was first ever granted on the 21st July 2012 to Tudorel Sarbu and Marius Costrasel (also the DPS).

4.4 Mr Tudorel Sarbu was the premises licence holder at the time of the alleged breaches referred to in the review application.

4.5 The location of the shop is amongst a local parade of shops and is on a main road.

**5. Observations:**

5.1 The police have concerns about this applicant and the historical links to the premises and this is reflected in the representation.

5.2 The parts of the Statement of Licensing Policy that are particularly relevant to this application and the representations are Sections:

5. The Licensing Objectives

6. The Prevention of Crime and Disorder

Appendix 7 – Crime and Disorder

**6. Conclusion:**

6.1 Where notice of representation to an application to transfer a premises licence, is received from the Chief Officer of Police, the Licensing Authority must hold a hearing unless the authority, the applicant and the Chief Officer of Police who gave the notice of representation, agree that a hearing is unnecessary. There has been no such agreement in respect of these applications.

6.2 The Sub-Committee, therefore, have two options available to them for the application:

a) Having regard to the notice of representation, reject the application if it considers it necessary for the promotion of the crime prevention objectives to do so; or

b) Grant the application.

**Appendices:**

Annex A – Transfer application

Annex B(i) – Objection to application

Annex B(ii) – Supporting document for objection

Annex C – Copy of current premises licence and plans

**Reference Documents:**

Local Government Act  
1972 – Access to  
information documents  
used in the preparation of  
this report

1 The Licensing Act 2003 (“the Act”)

2 Amended Guidance issued under Section 182 of the  
Licensing Act 2003 (March 2015) (“the Guidance”)

3 Lambeth Statement of Licensing Policy 2014 - 2019 (“the  
Policy”)